

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

D.R. and N.R.

INDIVIDUALLY AND AS

PARENTS AND NATURAL GUARDIANS

OF C.R. (A MINOR)

v.

DOWNTOWN AREA

SCHOOL DISTRICT, ET AL.

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CIVIL ACTION NO. 23-4907

ORDER

This 8th day of July, 2024, for the reasons set forth in the accompanying memorandum, it is hereby **ORDERED** that Defendants' Motion to Dismiss (ECF 9) is **GRANTED**. Plaintiffs' federal claims in the Amended Complaint (Counts I-V) are **DISMISSED with prejudice**. Plaintiffs' state law claims (Counts VI-VIII) are **DISMISSED without prejudice**, permitting Plaintiffs to pursue these claims in state court.

It is further **ORDERED** that Plaintiffs' Motion for Leave to File a Second Amended Complaint (ECF 11) is **DENIED** as futile.

The Clerk of Court is requested to mark this case closed.

s/Gerald Austin McHugh
United States District Judge